Attorney's Docket No.: ___49986-0505___   Patent

In Re the Application of: ___Hitoshi Sekine and Junichi Ota___
                                              (inventor(s))

Application No.: ___09/782,988___

Filed: ___February 13, 2001___

For: ___METHOD AND APPARATUS FOR STORING AND MANAGING DATA___

_____
                          (title)

Group Art Unit: _2172_   Examiner: _Fred I. Ehichioya_

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated ___August 11, 2004___ of the Examiner rejecting claims _1-4, 6-14, 16-24, and 26-31_ .

The item(s) checked below are appropriate:

__XXX__   The following is the Notice of Appeal fee under 37 C.F.R § 1.17(b):

__X__   a. other than small entity: fee $ 340.00

_____   b. small entity: fee $ 170.00

_____ verified statement attached

_____ verified statement was filed _____.

__X__   Extension of Time under 37 C.F.R. § 1.136(a) for reply to the rejection is requested. A check for the fee for the extension of time is enclosed.

__X__   Enclosed is a check in the amount of $ _1,320.00_ for the Notice of Appeal fee.

10/12/2004 MAHMED1 00000052 09782988
01 FC:1401   340.00 OP

10/12/2004 MAHMED1 00000052 09782988
02 FC:1253   980.00 OP

- 1 -

_____ Please charge the Notice of Appeal fee to Deposit Account Number 50-1302. A duplicate of this sheet is enclosed for Deposit Account charging purposes.

__XXX__ If any additional fee is required, please charge Deposit Account No. 50-1302. A duplicate of this sheet is enclosed for Deposit Account charging purposes.

HICKMAN PALERMO TRUONG & BECKER LLP

Date: October 5, 2004

Edward A. Becker
Reg. No. 37,777

1600 Willow Street
San Jose, California 95125-5106
Telephone: (408) 414-1080
Facsimile: (408) 414-1076

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on _____ October 5, 2004 _____.
      Date of Deposit

_____ Angelica Maloney
            Name of Person Mailing Correspondence

_____ Signature   _____ October 5, 2004 _____
                                                                              Date

- 2 -